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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/025,529	12/19/2001	Martin A. Parker	81661SHS	6190
7590	01/23/2006		EXAMINER HENDERSON, ADAM	
Thomas H. Close Eastman Kodak Company Patent Legal Staff 343 State Street Rochester, NY 14650-2201			ART UNIT	PAPER NUMBER
			2615	
DATE MAILED: 01/23/2006				

Please find below and/or attached an Office communication concerning this application or proceeding.

## **DETAILED ACTION**

### ***Election/Restrictions***

1. Newly submitted claims 1 and 32 are directed to an invention that is independent or distinct from the invention originally claimed for the following reasons:

Within the original restriction group I was drawn to claims regarding the generation of a belief map and group II was drawn to claims regarding the extraction, decompression, and recompression. Applicant elected group I consisting of claims 8-10, 27, and 30 with claims 1-7, 28, and 29 being regarded as linking claims. Currently amended claim 1 and new claim 32 both claim the recompression of an image in response to additional information such that the compressed image does not exceed a target size. This is clearly part of claim 11, step (d), which is not of the elected group. As such claims 1, 32 and all claims dependant therefrom are drawn to a nonelected group.

Since applicant has received an action on the merits for the originally presented invention, this invention has been constructively elected by original presentation for prosecution on the merits. Accordingly, claims 1-10, 27-29, and 32-35 are withdrawn from consideration as being directed to a non-elected invention. See 37 CFR 1.142(b) and MPEP § 821.03.

2. The amendment filed on 9 January 2006 canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). The remaining claims are not readable on the elected invention because independent claims 1 and 32 are directed to the compression and then recompression of digital images as per nonelected group II, all other claims depend therefrom and are drawn to the same group for similar reasons.

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Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

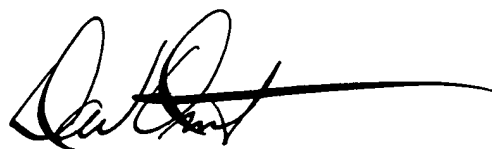
***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Adam L. Henderson whose telephone number is 571-272-8619. The examiner can normally be reached on Monday-Friday, 8am to 4:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David L. Ometz can be reached on 571-272-7593. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

ALH  
17 January 2006



DAVID OMETZ  
SUPERVISORY PATENT EXAMINER